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Customer No. 22,852  
Attorney Docket No. 04329.2740

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Yoshinori YUKI et al. )  
Serial No.: Not Yet Assigned ) Group Art Unit:  
Filed: February 22, 2002 ) Examiner:  
For: WAVELENGTH DIVISION )  
MULTIPLEXING RING )  
NETWORK SYSTEM, )  
OPTICAL PATH SETTING )  
METHOD, RECOVERY )  
METHOD, AND PROGRAM )



**Assistant Commissioner for Patents  
Washington, DC 20231**

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicants bring to the Examiner's attention the documents listed on attached Form PTO-1449. A copy of the listed documents are attached. Applicants respectfully request that the Examiner consider the documents listed on attached Form PTO-1449 and indicate that they were considered by making an appropriate notation on this form.

This Information Disclosure Statement is being filed with the above-referenced application.

The following is a concise statement of relevance of the non-English language document:

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1. Japanese Patent Application KOKAI Publication No. 11-163911 is discussed at page 4 of the specification and discloses a WDM ring network in which the unit of switching is wavelength and the standby resources are shared.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitutes "prior art." If the Examiner applies the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of the documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: February 22, 2002

By: 

Richard V. Burgujian  
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Enclosures  
RVB/FPD/cgb

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## INFORMATION DISCLOSURE CITATION

Atty. Docket No.	04329.2740	Serial No.	
Applicants	Yoshinori Yuki et al.		
Filing Date	February 22, 2002	Group:	

1150 U.S. PTO  
10/079497  
02/22/02

U.S. PATENT DOCUMENTS							
Examiner Initial*		Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate

FOREIGN PATENT DOCUMENTS							
		Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
		11-163911	June 18, 1999	Japan			NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)	
	T. Shiragaki, et al., "Network Resource Advantages of Bidirectional Wavelength-Path Switched Ring," IEEE Photonics Technology Letters, Vol. II, No. 10, October 1999.

Examiner	Date Considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce